

Exhibit L

1 IN THE UNITED STATES DISTRICT COURT

2 FOR THE WESTERN DISTRICT OF PENNSYLVANIA

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4 EVELYN L. MCKINLEY,)

5 Plaintiff,)

6 vs.)

) Civil Action

) No. 04-222E

7 HONORABLE LES BROWNLEE,)

8 ACTING SECRETARY OF THE ARMY,)

9 Defendant.)

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11 Deposition of ROBIN L. GREEN

12 Thursday, November 17, 2005

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14 The deposition of ROBIN L. GREEN, called as a witness by
15 the defendant, pursuant to notice and the Federal Rules of Civil
16 Procedure pertaining to the taking of depositions, taken before
17 me, the undersigned, Darla J. Carabotta, Notary Public in and
18 for the Commonwealth of Pennsylvania, at the offices of the
17 United State Attorney, 17 South Park Row, Room A-330, Erie,
18 Pennsylvania 16507, commencing at 10:30 o'clock a.m., the day
18 and date above set forth.

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20 COMPUTER-AIDED TRANSCRIPTION BY
21 MORSE, GANTVERG & HODGE, INC.
21 ERIE, PENNSYLVANIA
22 814-833-1799

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ORIGINAL

1 A. I always do that, that is part of my job, is to secure
2 work capabilities and to talk with the agency about what is
3 available.

4 Q. And did you ever find another position after talking to
5 the agency for Ms. McKinley?

6 A. To the best of my knowledge, no.

7 Q. And are you testifying that there was never one
8 available for her, or you can not remember, or what do you mean?

9 A. To the best of my memory, and it's by memory, because I
10 have no records, I remember talking with Fort McCoy, and at
11 first there was no answer. And I also remember that
12 representatives from the Department of Labor had contacted them
13 as well in terms of having a decision regarding a permanent
14 position. I was later advised by the Department of Labor to
15 close my medical file. At that point I did not have her back to
16 work.

17 Q. So are you saying there was no permanent position
18 available?

19 A. Not when my field nurse file was closed, there was no
20 permanent position for her.

21 Q. And during what time period was this, after her back
22 surgery?

23 A. Yes.

24 Q. And was it during a time period where Ms. McKinley's
25 doctors had approved her to go back to work?